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PATENT

Case Docket No. GENENT.057CP2

Date: February 22, 2002

Page 1

In re application of : DeSauvage et al.  
App. No. : 09/813,775  
Filed : March 20, 2001  
For : NOVEL CHIMPANZEE  
ERYTHROPOIETIN  
(CHEPO) POLYPEPTIDES  
AND NUCLEIC ACIDS  
ENCODING THE SAME  
Examiner : Unknown  
Art Unit : 1653

I hereby certify that this correspondence and all marked  
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United States Patent and Trademark Office, P.O. Box 2327,  
Arlington, VA 22202, on

February 22, 2002

(Date)

Ginger R. Dreger, Reg. No. 33,055

### TRANSMITTAL LETTER

#### COMMISSIONER FOR PATENTS

United States Patent and Trademark Office  
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Arlington, VA 22202  
ATTENTION: BOX SEQUENCE

Sir:

Enclosed for filing in the above-identified application are:

- (X) Substitute Diskette Containing Substitute Sequence Listing in computer readable format.
- (X) Response to Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino acid Sequence Disclosures.
- (X) Copy of Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosure.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Ginger R. Dreger  
Registration No. 33,055  
Attorney of Record

GENENT.057CP2



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#19

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


Applicant : DeSauvage et al.  
Appl. No. : 09/813,775  
Filed : March 20, 2001  
For : NOVEL CHIMPANZEE  
ERYTHROPOIETIN (CHEPO)  
POLYPEPTIDES AND  
NUCLEIC ACIDS ENCODING  
THE SAME

) Group Art Unit 1653  
)

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) and Trademark Office, P.O. Box 2327,  
) Arlington, VA 22202, on

) February 22, 2002

) (Date)

)   
) Ginger R. Dreger, Reg. No. 33,055

Examiner : Unknown

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES

United States Patent and Trademark Office  
Box Sequence, P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

In response to the Notice to Comply mailed on February 5, 2002, in connection with the above-identified patent application, enclosed is a substitute computer readable form of the Sequence Listing mailed on December 12, 2001. I hereby state that the information recorded in the currently submitted substitute computer readable form of Sequence Listing is identical to the written Sequence Listing submitted on December 12, 2001, and includes new matter.


Appl. No. : 09/813,775  
Filed : March 20, 2001

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: February 22, 2002

By: 

Ginger R. Dreger  
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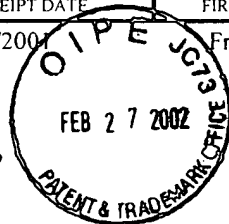


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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/813,775	03/20/2001	Frederic DeSavage	GENENT.057CP2

20995  
KNOBBE MARTENS OLSON & BEAR LLP  
620 NEWPORT CENTER DRIVE  
SIXTEENTH FLOOR  
NEWPORT BEACH, CA 92660



CONFIRMATION NO. 2421

FORMALITIES LETTER



\*OC00000007422872\*

Date Mailed: 02/05/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

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*A copy of this notice MUST be returned with the reply.*

*Mulhate Bopali*  
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PART 2 - COPY TO BE RETURNED WITH RESPONSE